Extract from Clause 21 of the Agreement dated 4-3-1936 executed by Mr. Jamnadas Dwarkadas, Bombay.

---

21. The Agent shall submit himself to the jurisdiction of the Courts in the Mysore State and shall be bound by all Judgments, Orders or Decrees whatsoever of the said Courts in all matters relating to this Agreement and agree that a summons or notice duly sent to the address of the Agent given herein by registered post shall be valid, effective and binding.

SGR-2)3.5.40.

V. Rajamanna

For Director 3/5/40

Tele { Phone No. 2004
Grams—INDUSCOM.

In reply please quote number, date & short title.

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM B.G.A. Mudaliar Esq., B.A.,B.Sc.,A.M.I.Mech.E.
Ag.Director of Industries and Commerce in Mysore,
Bangalore.

To The Public Prosecutor,
Bangalore Division,
Bangalore.

No. D2.256/35-36. Dated 3rd April 1940.

Enclosures File of records (5 papers) including the agreement and the guarantee.

SIR,

Filing a civil suit against Mr.Jamnadas Dwarkadas, Bombay.

With reference to your Memo dated 26-4-'40 forwarding copy of your letter No.1328-29 dated 26th April 1940 addressed to the Secretary to Government, Law Department, Bangalore, for further instructions, together with a copy of the letter dated 22-4-'40 received from the Central Bank of India Ltd., Bombay, in reply to the notice issued to them on the above, I have the honour to state that though the Bank may not be liable for any obligations relating to the dealings of Mr. Jamnadas after the date of expiry of the period covered by their guarantee viz., 4-4-38, they are liable for the obligations relating to the transactions of Mr. Jamnadas between April 1936 and April 1938. This point has been made clear in letter No.D.4454/I&C.511-39-2 dated 1-4-'40 received from Government, copy of which was forwarded to you with my letter of even No. dated 3-4-'40 requesting you to file the suit before 4-5-'40 as indicated by Government. A reply regarding the above may, if necessary, be sent to the Central Bank of India Ltd., Bombay and further needful action taken to file the suit very early.

P.T.O.

I have also received from Mr.Jamnadas a copy of his reply dated 25-4-40 to your notice and have to state that from the file of records again returned to you for needful reference and specially my letter of even No. dated 8-10-'39 addressed to Jamnadas it will be seen that even though Mr.Jamnadas was addressed by registered letters (vide letters dated 8-12-'37 and dated 14-2-'38) asking him to accept the claims preferred against him, no reply was - received from him since 11-8-'37. In spite of the promise made by him in his letter dated 11-8-'37 to render details and - counter statements he never fulfilled it and his contention or <u>total denial of any liability</u> is therefore untenable.

Since the last day for filing the suit is 4-5-'40 or 13-5-'40 (if it can be filed on the day the courts re-open after vacation) we cannot wait for a reply from Mr.Jamnadas or his arrival here about a fortnight hence as promised.

I request you in these circumstances to kindly issue a suitable reply to him and take further needful action in the matter under - kind intimation of the fact to this office. The enclosed file may kindly be acknowledged.

I have the honour to be,
Sir,
Your most obedient servant,
(sd) P. Rajamannar Naidu
FOR DIRECTOR.

SGR-4)

"Copy"

P. Rajamannar

~~Dy. Director of Industries &~~
Commerce in Mysore.

3/5/40

3/5

Append. F G—1]

SUBJECT..... Filing a civil suit against .....
..... the Tahsildar Devarshedar .....
.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

Date of issue..... 4-5-40 .....

Signed by..... G. Matthai .....

List of enclosures .....

Copied by.....

Examined by.....

Section 9+C

File No. 511-39

Serial No.

No. D 5037

To

~~Dear~~ Sir,

My request you
to kindly arrange ~~meet~~ here
the 6th inst
a Thursday ~~most~~ between 2+3 p.m.
~~to discuss~~ with all the
Committee records in the
(including the Agreement executed
by Mr. Jas. D. and the letter of Resignation ~~of~~ of
above subject ~~matter~~ from
the Cochin Bank of Indian)
~~Diary No. etc.~~ for discussion
with the ~~myself~~ & the
Law Secy to Govt.

Yr.

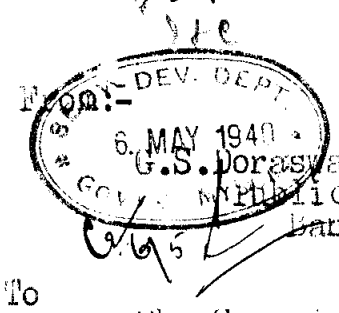
G.S Devarajan Esq B.A.
Public Prosecutor
~~Ernakulam~~
Cochin Bank Ltd

WD 0563—GPB—30,000—6-1-39

DEC-BE 117/39-two

OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION.
DISTRICT OFFICE BUILDINGS.

Bangalore City, 6th May 1940 193 .



From:-
G.S.Doraswamy Iyer, Esq., B.A., B.L.,
Public Prosecutor,
Bangalore Division, BANGALORE.

To
The Secretary to the Government of His Highness
the Maharaja of Mysore,
Development Department, BANGALORE.

4214

Sir,

Re: Filing a civil suit against Mr.Jamnadas Dwarakadas of Bombay.

I have the honour to acknowledge receipt of your letter No.D5037/I&C.511-39 dated 4th May 1940, As I am engaged in conducting C.C.1 of 39-40 before the Special Magistrate, Bangalore, I will try and see you today at the hour appointed or at the earliest opportunity.

I have the honour to be,
Sir,
Your most obedient servant,

Doraswamy Iyer
Public Prosecutor,
Bangalore Division,
Bangalore.

No. 1278-80

Enc.

OFFICE OF THE PUBLIC PROSECUTOR,
BANGALORE DIVISION,
DISTRICT OFFICE BUILDINGS,

Bangalore City, 8th May, 40. *19*

FROM

G.S. Doraswami Iyer, Esqr. B.A. B.L.,
Public Prosecutor,
Bangalore Division, Bangalore City.

GEN & REVENUE SECRETARIAT.
9 MAY 19
DEVELOPMENT BRANCH.

4266

To

George Mathan, Esq., M.C.S.,
Under Secretary to the Government of Mysore
Development Department, Bangalore.

SIR,

Re: Suit against Jamnadas and
Central Bank.

Apropos of our conversation regarding the above matter I request you to give me time till Saturday by which date the final plaint will be ready. I will however discuss the matter with you personally on Friday the 10th with all the files.

I have the honour to be,
Sir,
Your most obedient servant,

Doraswami Iyer

Public Prosecutor,
Bangalore Dvn, Bangalore.

For favour of perusal
9/5/40

D.W.S) 9/5 9/5

SECY. DEV. DEPT.
9 MAY 1940
GOVT. OF MYSORE

or a fair one. Can move to be
Signed by the Chief Secretary.

I hope you have
satisfied yourself about the law
limitation.

Yours truly.

S Donaworth Jr.

G. Nathan Esq.

Please make
the following
corrections
to meet the
objections
raised by
Draftsman
10/5

Under Secretary to Govt
Development Department.
Bangalore
6/5/04

6/5/04

D 5131 A 10-5-04 GO.

Dt Const Bmil

10. 5. 4

4. 10

My dear Mr Mahan,

I ac

days I could not meet

and my Bompas as an

I would be much obli

if you can kindly se

the files sent by me

Commercial with the sui

purposes to be filed, so th

I may send the draft

10. 5. 60
4.15 pm

My dear Mr Mahan,

I am
sorry I could not meet you
and Mr Pongan as arranged.
I would be much obliged
if you can kindly send me
the files sent by me in
connection with the suit
proposed to be filed, so that
I may send the draft plaint

Appendix F G—1]

SUBJECT..... Civil suit against .....
..... Mr. Jamnadas Devarambhai, Bailiff .....
.....

Diary No. of letter replied to..... .....

General and Revenue Secretariat

( )

the 193 .

Date of issue..... 15/4/

Signed by..... .....

List of enclosures..... .....

Copied by.....

Examined by.....

Section

File No.

Serial No.

No. D 5121

To

I am sending in a separate packet the file relating to the above subject sent by you.

Thus I request you to kindly meet me tomorrow forenoon without.

Yr. Brs.

15/4

Dr. J. S. Dorabjee Esqr.
Public Prosecutor &
Advocate

WD 0563—GPB—30,000—6-1-39

DND 3466

Please type 2

more copies ~~with~~

~~for~~ with more

to the Div. of the

other for the Lawfair

DJ

73/1

Typing Section).

Appendix F G—1]

SUBJECT..... Court Summonses .....

..... Summonses in the Criminal Courts Bombay Act ...

.....

Section

File No.

Serial No.

Diary No. of letter replied to.....

No. D 5201 2nd

To

General and Revenue Secretariat

( )

the 193 .

Dear Sir,

I am returning herewith the plaint in the above case duly signed by the chief Secretary to govt for immediate necessary action

Yours faithfully

11/5

Date of issue 11/5/1

Signed by Mr G. [illegible]

List of enclosures.....

1

Copied by.....

To R.S. Dwarkanath Esq
Public Prosecutor
D 5233

Copy to Govt Advt
for information

Examined by.....

Copy to Law Section

WD 0563—GPB—30,000—6-1-39

Tels.—"INDUSCOM."

Codes used—A.B.C., 5th Edn., Bentleys.

GOVERNMENT OF MYSORE.

Department of Industries and Commerce.

4297

B.G.A. Mudaliar Esq.,
B.A.,B.Sc.,A.M.I.Mech.E.
Ag.Director.

OFFICE OF THE DIRECTOR,
INDUSTRIES AND COMMERCE

D.O. No. B2.256/35-36/1 letter. Bangalore, dated the 9th May 1940.
Enc.

DEV. DEPT. 10 MAY 1940 GOVERNMENT OF MYSORE DEVELOPMENT BRANCH.

Dear Mr. Noronha,

Filing a Civil Suit against Mr.Jamnadas Dwarkadas, Bombay.

In continuation of this office D.O.letter of even No. dated 3-5-'40 forwarding for the information of Government a copy of my reply to the Public Prosecuter, Bangalore Division, explaining how the contention raised by both the Central Bank of India, Bombay and Mr.Jamnadas in reply to the legal notice issued to him were untenable, I am sending herewith a copy of the letter No.1359 dated 4-5-'40 received from the Public Prosecuter stating that the suit will be filed on the day the courts reopen after vacation.

The progress of the proceeding will be reported to you in due course.

Yours sincerely,

C.E. Noronha Esq., M.A.,
Secretary to Government,
Development Department,
Bangalore.

SGR-2)

Letter No.1359 dated 4th May 1940 from the Public Prosecutor, Bangalore Division, Bangalore, addressed to the Director of Industries and Commerce in Mysore, Bangalore.

Re: Civil Suit against Jamnadas Dwarkadas.

I have the honour to acknowledge the receipt of your letter No.D2.256 of 35-36 dated 3.4.1940, with enclosures and to state that the suit will be filed on the re-opening day of Courts.

Sd/- G.S. Doraswamy Iyer.
Public Prosecutor,
Bangalore Division,
Bangalore.

" COPY "

Director.

SGR}9.5.40.

Tele { Phone No. 2004
Grams—INDUSCOM.

In reply please quote number, date & short title.

4716

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM

B.G.A.Mudaliar,Esq.,B.A.,B.Sc.,A.M.I.Mech.E.,
Ag.Director of Industries and Commerce in Mysore,
Bangalore.

To

C.E.Noronha,Esq.,M.A.,
Secretary to the Government of Mysore,
Development Department,
Camp - Mysore.

No. D2.256/35-36

Enclosures /

Dated ,Camp-Mysore,10th June 1940.

SIR,

Filing a Civil Suit against Messrs.Jamnadas Dwarakdas - Ex-Sales Agent, Bombay

In continuation of my demi-official letter of even number dated 9-5-1940, on the above subject, I have the honour to enclose,for the information of Government, a copy of letter No.1458 dated 20-5-40 received from the Public Prosecutor, Bangalore Division,Bangalore, intimating that the case stands posted to 24-6-1940,for return of summons.

I have the honour to be,
Sir,
Your most obedient servant,

B.G.A.Mudaliar
Ag.Director.

SRS.3

Letter No.1458 dated 20-5-1940, from the Public Prosecutor, Bangalore Division, to the Director of Industries and Commerce in Mysore.

O.S.115/39-40 on the file of the Subordinate Judge, Bangalore. (The Government of Mysore VS. Jamnadas Dwarakdas and another).

I have the honour to invite your kind attention to above and state that the above case stands posted to 24-6-1940 for return of summons.

" Copy "

Ag. Director of
Industries and Commerce.

SRS)10-6-1940.

9 2 c 571-39-8

Phone No.2004
Grams—INDUSCOM.

In reply please quote number, date & short title.

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM

B.G.A. MUDALIAR, Esquire, B.A., B.Sc., A.M.I.Mech.E.,
Director of Industries and Commerce in Mysore, Bangalore.

SECY. DEV. DEPT. 22 MAY 1941 GOVT OF MYSORE

To

M. VENKATESA IYENGAR, Esquire, M.A.,
Secretary to the Government of Mysore
Development Department, Bangalore.

No. D2-256/35-36

Dated 20th May 1941.
22

Enclosures

22 MAY 1941 4998 DEVELOPMENT

SIR,

O.S.No.115 of 1939-40 on the file of the Subordinate Judge, Bangalore
Suit filed against Mr.Jamnadas Dwarakdas and another. --
****

In continuation of my;letter of even number dated the 10th June 1940, I have the honour to state that the above case was -- posted to the 20th May 1941 for evidence.

On the requisition of Mr.E.S.Venkataraman, the Assistant of the Public Prosecutor, an Affidavit - as per copy enclosed - was signed and returned to him for being filed in the Court on the 19th requesting them to adjourn the case to the middle of June next.

As the case is a complimated one requiring a reference to a large number of account books etc., and the present Public Prosecutor (Mr.S.G.Dorasami Iyer) has studied the case in detail, it is desirable that he conducts the case himself. If on the other hand it is entrusted to the new Government pleader (to be appointed from 1st June 1941) at this stage, it would take some time for him to study the papers and a further adjournment of one or two months may have to be asked for.

Under these circumstances, I request that Government may kindly instruct Mr.G.S.Doraswami Iyer himself to conduct this case even after

pto

after the appointment of the new Government Pleader.

I have the honour to be
Sir
Your most obedient servant

DIRECTOR.

L.R

IN THE COURT OF THE SUBORDINATE JUDGE, BANGALORE.

Original Suit No.115 of 1939-40.

Plaintiff — Government of Mysore.

Vs.

Defendants — Jamnadas Dwarkadas and another.

Under Order XVII, Rule I and Section 151 of the Code of Civil Procedure, the plaintiff abovenamed begs to submit as under:-

1. That the above case is posted to 20-5-1941 for trial.

2. That Mr. G. S. Doraswami Iyer, the Public Prosecutor and Government Pleader who drafted the plaint, filed the suit and has been attending to the case is not available being on leave during the months of April and May of this year. He will come back to duty only after the first of June, next.

3. That Government orders have been passed directing that all the original Civil work of Government in Bangalore District be entrusted to the Government Pleader who will be appointed as from 1-6-1941.

4. The case is a complicated one requiring the reference to a very large number of account books and the examination of several witnesses, some of whom will have to come from far off places. The examination of each witness will be long and the suit may have to be proceeded with on a number of working days.

5. That to safeguard the interests of Government and secure the ends of justice, it is essential that the suit be taken up and proceeded with after the return from leave of the present Government Pleader or after the fresh Government Pleader is appointed.

6. That notice of this petition has on been taken to the Counsels for the defendants.

Wherefore, it is prayed that thesuit be adjourned to about the middle of June and be commenced only on that day.

Bangalore,
15-5-1941.

Plaintiff.

Government Pleader for Plaintiff.

I. P. Rajamanner Naidu, Assistant Director of Industries and Commerce (Finance) do hereby declare that what is stated above is true to the best of my information and belief.

Bangalore,
15-5-1941.

Plaintiff.

Appendix F G—1]

SUBJECT ..... Suit against Mr. J. Dharmadasa and another .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *19* .

Date of issue..... 6-6-41

Signed by .....

List of enclosures.....

Copied by .....

Examined by .....

WD 086—GPB—40,000—30-7-40

Section Rec.

File No. 511-39

Serial No. 19

No. D 6408.

To The Dir. Rec.

Sir,

With reference to your letter No. D2-257/35-36 dated the 22nd May, 1941, on the above subject, I am directed to observe that the new Government Pleader will be able to conduct the case even if it is a very complicated one and that a fortnight's time will be quite sufficient for him to study the case.

I have the honour to be,

Sir,

Your obedient servant,

for Secretary.

by

16.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

No. D 6408 — 9+c 41-7-10

Dated, Bangalore, June 1941.

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore.

Development Department.

To

The Director of Industries and Commerce
in Mysore, Bangalore.

Sir,

Subject:- Suit against Mr. J.Dwarakdas and another.

With reference to your letter No.D2-256/35-36 dated the 22nd May, 1941, on the above subject, I am directed to observe that the new Government Pleader will be able to conduct the case even if it is a very complicated one and that a fortnight's time will be quite sufficient for him to study the case.

I have the honour to be,
Sir,
Your most obedient servant.

Secretary to Government,
Development Department.

BSN/2.

SUBJECT .....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *19* .

Date of issue..... 12.2.42.....

Signed by .....

+Please type note for the P.O

List of enclosures.....

Copied by ...../2/42.....

Examined by .....

Section

File No.

Serial No.

No. D5172

To

The Govt Agent

Sir

I am directed to ack[now]
the marginally
herewith ~~for~~ receipt of yr
Secretariat file ~~forwarded~~
connected with the Suit filed ag
Mr. Jamnadas Dwarakadas and another
&
returned with your letter No. D2-
256/35-36 dt 5/6-2-42.

I have etc.,

for Secy to Govt

Inc 511-39-14

Tele { Phone No.2004 / Grams—INDUSCOM.

In reply please quote number, date & short title.

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM

S. G. SASTRY, Esquire, B.A., M.Sc., (London),
Director of Industries and Commerce in Mysore, Bangalore.

9 MAR 1942

To

V. VEDAVYASACHARYA, Esquire, B.A.,
Secretary to Government, Development Department, Bangalore.

9 Mar 1942

4596

No. D2-256/35-36 Dated 7th March 1942.

Enclosures

SIR,

Civil Suit No.O.S.115/39-40 against Mr.Jamnadas Dwarakdas and the Central Bank of India, Bombay on the file of the Subordinate Judge, Bangalore - Mysore Emporium, Bombay.

In continuation of my letter of even number dated the 6th February 1942 I have the honour to submit the following further report on the above subject for orders of Government.

2. In your letter No.D.365/I&C.233-35 dated 12th December 1939 the filing of the above suit was authorised. In G.O.No.D.3664/I&C.223-35 dated 31st January 1940, an expenditure of Rs.700 being the approximate cost of filing the suit was sanctioned. The amount of Rs.700 was drawn and paid to the Public Prosecutor, Bangalore on 24-2-1940. I enclose herein a copy of his letter dated 28-7-1941 with bill furnishing accounts for a total expenditure of Rs.684-4-0. He has also returned the unspent balance of Rs.15-12-0. In the accounts sent, the Public Prosecutor has preferred and adjusted his claim for Rs.290/ on account of his fees in the case in full.

3. The case was filed in court on 14th May 1940. The trial of the case which commenced on 16th June 1941 was actually conducted by the Government Pleader till the date of filing the Rajinama and the dismissal of the case on 29-11-1941. The Government Pleader, Mr.Vasudeva Murthy, has also sent with his letter No.1102 dated 17th February 1942 the enclosed bill for a net amount of Rs.246-14-0 (duly certified for appearance by the Principal Subordinate Judge) in which he claims Rs.264-4-0 towards his fees for conducting the case. A copy of

the Rajinama filed in Court on 29-11-1941 and a copy of the order dated 29-11-1941 thereon of the Court passing orders in the case are sent herewith for the information of Government. I request instructions of Government as to whether the claims of both of them have to be admitted.

4. The first payment of Rs.2500 referred to in the Rajinama was made by the defendants to the Chief Secretary to Government by a pay Order No.B.329 dated 4th November 1941. The pay order was sent to the Comptroller for realisation and credit in the accounts. The second payment of Rs.2,500 has also been received, as is seen from the letter of the Comptroller No.442/IAD dated 20th February 1942 in which he has sent the pay order of the Central Bank No.4/37 for Rs.2,500 to the Mysore Bank for realisation and credit to the Dewan's Deposit account.

5. I beg, in this connection, to invite a kind reference to this office letter of even number dated 8th December 1937 (copy enclosed for ready reference) requesting sanction of Government for an additional grant of Rs.5,165 under "Advertisement Lay Out" for adjusting to the credit of Jamnadas Dwarakdas' account the amount of Rs.4,073-12-0 towards full value of furniture taken over from him and Rs.1091-4-0 towards moiety of expenditure incurred by him from 15-3-1937 to end of April 1937. If an additional grant is not sanctioned the above amount of Rs.5,165 as also the expenditure incurred in filing and conducting the suit has to be deducted from the amount due to the several Government Industrial Concerns and only the balance distributed amongst the concerns. A sum of Rs.9,062-4-9 is due to the several concerns from Mr.Jamnadas Dwarakdas towards sale proceeds and value of shortages etc., in stocks. We have now received a sum of Rs.2500 in full settlement. The expenditure incurred as per the bills of the Public Prosecutor and the Government Pleader amounts to Rs.981-2-0 (payment of the amount is subject to the approval of Government as stated above). If this is to be paid in full the balance available for distribution will be only Rs.1518-14-0.

6. I request that orders of Government on this point may kindly be obtained and communicated to me early.

I also submit for the information of Government extract of para 2 from the letter No.843 dated 1-12-1941 of the Government Pleader commending the work done by Mr.C.Madhavamurthy Rao in connection with this case.

I have the honour to be
Sir
Your most obedient servant

DIRECTOR.

L.R.3

In the Court of the Principal Subordinate Judge
at Bangalore.

Original Suit No.736 of 1938-41.

Dated the 29th day of Nov.1941.

Present

Present:-The Hon'ble Mr.Justice Hayward, M.A., I.C.S.,
Principal Subordinate Judge, Bangalore.

Plaintiff:-The Government of Mysore, By the Chief Secretary to the Government.

Versus.

Defendants:-1. Jamsedji Nasserwanji Mehta, Esquire, Father's name not known, Freepost Chambers, Nariman Road, Bombay.

2. The Central Bank of India,Ltd., Bombay District Board Buildings, Kempegowda Road, Bangalore City.

Suit for the recovery of Rupees 5750-6-0 being the value of goods supplied to the first defendant by the plaintiff as per agreement dated 4-3-36 and also against the second defendant as guarantor as per letter of guarantee dated 4-4-1936 together with interest both under agreement, custom and usage of trade and by way of damages.

Plaintiff by M/s.B.V.K. Defendant Number 1 by Mr.S.R. for Mr.M.S. Iyengar. Defendant 2 by Mr. Sitaramu Rao for M/s.B.D.H.

Pleadings Filed. Suit is dismissed without costs.

Initialled, H.L.
Principal Subordinate Judge
29-11-1941.

(Signed)B.Varadara Reddy, Government Pleader for Plaintiff
29-11-1941.

(Signed) K.S.Seshatarish Pleader for Mr.Shankar Rao, Counsel for 2nd defendant, 29-11-1941

(Signed) S.Narayana for M/s.B.K.S. Advocate for first defendant.

"True Copy"

M.A.T.Narayana Rao
Shirastadar.

O.R. 308. By Mr.B.Varadara Reddy
Filed by M/s.B.V.K. Initialled. H.L. Principal Subordinate Judge
29-11-1941

In the Court of the Subordinate Judge, Bangalore
Original Suit No.115 of 1939--1940

Plaintiff:--The Government of Mysore

Versus.

Defendants:--1. Jamnadas Dwarakdas. 2. The Central Bank of India.

The parties above named beg to file the following compromise petition:---

The Plaintiff (the Government of Mysore) has agreed to accept a sum of Rs.5000-0-0 (Rupees Five thousand) in full settlement of its claim against the first defendant in respect of the subject matter in the above suit and the decree obtained by it in the Bombay High Court in 2262 of 1940, Bangalore Viswanath Versus Jamnadas Dwarakdas, on its file.

2. Of the said sum of Rs.5000 a part namely the sum of Rs.2500-0-0 (Rupees Two Thousand ~~and~~ Five Hundred ~~only~~) was payable at once and the balance of Rs.2500 within a period of three months from date. The Governments hereby acknowledge receipt of the said sum of Rupees 2500-0-0 presently payable by pay order Number B3/390 dated 4-11-1941.

3. The Second Defendant Bank will make the payment of the balance of Rupees 2500-0-0 in three months' time as afore said.

4. Should there be default in the payment of the said balance of Rupees 2500-0-0 within three months as aforesaid, the plaintiff Govt. of Mysore shall have full liberty to execute the decree obtained by it in the Bombay High Court for the entire sum due thereunder against the first Defendant. Should the payment be made as aforesaid i.e., within a period of three months the Government will report full satisfaction of the said Bombay High Court Decree or the first defendant shall be at full liberty to do so.

5. It has also been agreed that this suit shall stand dismissed each party bearing his or its own costs.

6. It is prayed, therefore that the above compromise be recorded and this suit be ordered to be dismissed without costs on either side.

Dated this 29th day of November 1941

Sd. S.J.Keshava Iyengar, Chief Secretary
to Government of Mysore
Plaintiff.

Sd.Jamnadas Dwarakdas, Defendant No.1
Sd.M.C.Captain, The Central Bank of India Ltd.,
Managing Director, Defendant No.2

pto

Sd. D.Vasudeva Murthy,
Government Pleader,
Advocate for the Plaintiff.

Sd. M.K.Gopal Iyengar,
Advocate for Defendant No.1.

Sd. B.Shankar Rao,
Advocate for Defendant No.2.

"True Copy"

Bangalore
6-5-1942

Director of Industries
and Commerce

L.R.

Copy of the letter No. Ds-256/35-36 dated 8th December 1937 from the Director of Industries and Commerce in Mysore, Bangalore, to the Secretary to Government, Development Department, Bangalore.

Final Account of Mr. Jamnadas Dwarakadas - Ex-Sales Agent - Bombay.

With reference to your letter No. D.2323/I&C.223-35-36 dated 14/15th September 1937 stating that the furniture of the Mysore Emporium may be taken at the full value paid for it by Mr. Jamnadas, and that no deduction need be made on account of depreciation, I have the honour to state that the account of Mr. Jamnadas has been accordingly credited with Rs.4,073-12-0, the full value of the furniture actually taken over as per details in the margin.

I. Book value of furniture originally got from Swadeshi Stores.	--	Rs. 3,000- 0-0	A sum of Rs.99-80
Less value of articles missing.	--	100- 0-0	or Rs.100/-
Net:-		Rs. 2,900- 0-0	lumpsum
II. Furniture purchased by Mr.Jamnadas.		Rs. 501- 0-0	for some
Less value of articles missing.	--	135- 0-0	missing
Net:-	--	Rs. 366- 0-0	articles
III. Value of furniture purchased from time to time during agency.	--	Rs. 850- 4-0	had to
Less value of articles missing.	--	Rs. 42- 8-0	be deducted
Net:-	--	Rs. 807-12-0	out of
Total:-		Rs. 4,073-12-0	Rs.3,000/-,

price paid for the furniture from the "Swadeshi".

This amount will have to be met out of an extra grant under the "Reserve Grants for Advertisement Layout" as the allotment of Rs.9,000/- made for meeting the expenditure in the first instance during this year has been exhausted as submitted to Government in the last para of the note on the working of the Show-room at Bombay, enclosed to my letter No. Ds-334 dated 25-11-1937.

A sum of Rs.1,091-4-0 moiety of expenditure incurred by him from 15-8-1937 to end of April 1937 has also to be credited towards the account of Mr. Jamnadas as already reported by me in my letter of even number dated 25-8-1937. This amount also has to be met out of extra grant of Rs.5,165/- (Rs.4,073-12-0 plus 1,091-4-0) may kindly for the purpose as stated above. Hence a total extra grant

p.t.o.

kindly be sanctioned for the purpose under the "Reserve Grants for Advertisement, Layout".

Cash and Stock Shortages Account against him.

A sum of Rs.5,781-7-7 (Rs.6,367-15-7 less Rs.586-8-0 commission on the shortages to be adjusted) is shown as due from him as stated in my un-official reply to Government dated 14-7-1937. Adding a sum of Rs.45-12-0, a further debit as per my letter to you of even number dated 2-9-1937, the total sum outstanding against him will be Rs.5,827-3-7.

Even setting off the amount payable to him on account of furniture and moiety of expenses, Mr. Jamnadas has yet to pay Rs.652-3-7.

In order to afford credit to all items that could be proved by him, Mr. Jamnadas was addressed twice or thrice by registered letters, to send any other vouchers etc., for expenses which he intended to be borne by us as per agreement. Since he has not replied to any of these letters, I submit that the above account may be treated as final showing a net sum of Rs.652-3-7 or Rs.652-4-0 as due from him. Mr. Jamnadas does not accept any debit balance shown in his account. I, therefore, solicit orders of Government to proceed against the guarantee of the Central Bank of India furnished by him. Final orders have not yet been passed on my letter of even number dated 7-7-1937 submitting for the approval of Government a draft notice to the Bank in this regard to enable us to recover the amount due, from them at least.

I request that sanction of Government may kindly be obtained early for the additional grant of Rs.5,165/- under "Advertisement Layout" for the adjustment as shown above and for issue of the notice to the Central Bank of India, Bombay as per draft submitted by me to ensure the recovery of the balance of Rs.652-4-0 due from Mr. Jamnadas.

"Copy" *******

. BLN)

Dy. Director of Industries & Commerce in [illegible]

from the Government Solicitor [illegible] of Industries & Commerce

* * * * *

* * * * *

4. In this connection I may be permitted to bring to your notice that Mr.C.Madhavamurthy Esq of your office was of very great assistance to me in the conduct of this complicated case. He took a great deal of pains in compiling the many accounts involved and in instructing me and but for the clear way in which he was able to exhibit the accounts between the Government and the 1st Defendant and satisfactory explanations which he was able to give it would have been really difficult to satisfy the court as we were able to do about the claim of the department.

Yours

C. Madhavamurthy Esq.

7-5-1942

Director of Industries and Commerce

Appendix F G—1]

SUBJECT..... Suit against Mr. Jannada Dwarakanath — Adjustment of accounts.

.....

.....

Section Rec

File No. 511-39

Serial No.

Diary No. of letter replied to..... 4596

{ Rec. 511-39-14 file Separately Land Lease ... }

No. D 6889

To The Dist. Rec

General and Revenue Secretariat

( )

the *19* .

Sir,

Date of issue..... 7-4-42

With reference to your letter no D2-257/35-36 dated the 7th March 1942 on the above subject, I am directed to state that it is understood that a sum of Rs. 5000/- in all was received from the Ex-Agent according to the Compromise, and to enquire how

Signed by .....

Put up for appl.

Ker

2/4/42

- Subj to appl.

List of enclosures.....

Copied by .....

Examined by .....

WD 086—GPB—40,000—30-7-40

amount available is arrived
at as Rs. 1518-14-0 and where
the other sum of Rs. 2500/- is held
A Statement showing
the amounts due to and from
the Ex-Agent resulting in a
Net Debit Balance of Rs. 5730-6-0
(for which a suit was filed)
may kindly be furnished to
the Comptroller, so as to ascertain
the points on which specific
orders of Government will be
necessary to enable ~~finally~~
final closure of the case
in court.

Thanking you,

Yours faithfully,

27/4

Tele { Phone No.2004
Grams—INDUSCOM.

In reply please quote number, date & short title.

GOVERNMENT OF MYSORE

DEPARTMENT OF INDUSTRIES AND COMMERCE.

FROM

S. G. SASTRY, Esquire, B.A., M.Sc., (London),
Director of Industries & Commerce in Mysore, Bangalore.

SECY. DEV. DEPT. 17 APR. 1942 GOVT. OF MYSORE

To

V.VEDAVYASACHARYA, Esquire, B.A.,
Secretary to Government, Development Department, Bangalore.

No. D2-256/35-36

Dated 16th April 1942.

Enclosures

SIR,

Civil suit against Mr.Jamnadas Dwarakdas and the Central Bank of India - (Mysore Emporium, Bombay)

******

I have the honour to invite a kind reference to my letter of even number dated 7th March 1942 submitting a report on the above case, and requesting instructions as to the payment of the fees of Rs.264-4-0 claimed by the Government Pleader, Mr.Vasudeva Murthy. As the Government Pleader has reminded me to arrange for an early payment of the amount I request that early orders of Government in the matter may kindly be obtained and communicated to me.

I have the honour to be
Sir
Your most obedient servant

DIRECTOR.

L.R.3

The main file on this subject has been sent to the Financial Secy on 17.4.42. The return of this file may be awaited. Ref for orders.

27/4

for 30.4

C. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 194 .

Date of issue ..... 8 - 5 - 1942

Signed by ..... H. C. S. Reg 13

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section Re

File No. S 11-39

Serial No. 15

Proceedings of the Government of His Highness the Maharaja of Mysore.

~~Read~~— G.O. No. D 3664-65/Re.

223-35-42 dated 1st January, 1940, according sanction to the expenditure of Rs. 700/- being the approximate cost of filing a suit against Mr. Jamnadas Dwarakadas, Ex-Sales Agent, Bombay, - subject to certain Conditions.

2. Correspondence resting Govt letter no D 2 - 256/35-36 dated 11th April 1942 from the Director of Industries and Commerce,

stating that the amount

of Rs 700/- sanctioned in
the T.O read above, was
drawn and paid to the Public
Prosecutor, Bangalore, on
24.2.1940 (with the last forwarded
receipt) for a total expenditure
of Rs. 684-4-0 and has
returned the unspent balance
of Rs. 15-12-0 with the
accounts and the
Reported and requested his
claim for Rs. 294/- on
account of his fees in the
Case in full and the case
is posted on 16th May,
1941, and that the List of Enclosures
Duties Commenced on 16th June 1941
was actually Concluded by
the Govt Pleader this the
Date of filing the Ragimma
and the Dismissal of the
Case on 29-11-1941 was
the Govt Pleader, Mr. Ananda
Murthy, has also done the

Copied by

Examined by

WD 087—GPB—40,000—14-11-40

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

Bill for a net amount of Rs. 246-14-0 (duly certified for appearance by the principal Subordinate Officer) in which he claims Rs. 264-4-0. towards his fees for conducting the case and requesting instructions as to whether the claims of both the public prosecutor and the Govt Pleaders have to be admitted. ~~and~~ ~~submitting / or orders~~ certain proposals regarding the adjustment of accounts consequent ~~on the decision arrived~~ ~~said suit~~.

Order D 7074-75

Govt are pleased to direct that a sum of Rs. 150/- each be allowed to the pu

prosecutor and the Grand
Pleader, towards the fees
in the bills, as both of
them have conducted the case
in part.

WO
4/5/42

Leg Branch
Debt Dept

Leg
4/5

for
9/5

To The Dist Soc.
The Comptroller thro F.D.
Copy to Prosecution Br.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read :—

Government Order No. D. 3664-65/I.&.C.223-35-42 dated the 31st January 1940, according sanction to an expenditure of Rs.700/- being the approximate cost of filing a suit against Mr. Jamnadas Dwarkadas, Ex-sales Agent, Bombay, subject to certain conditions.

2. Correspondence ending with letter No.D&-256/35-36 dated the 16th April 1942, from the Director of Industries and Commerce, stating that the amount of Rs.700/- sanctioned in the Government Order read above, was drawn and paid to the Public Prosecutor, Bangalore, on 24th February 1940, that he has furnished accounts for a total expenditure of Rs.664-4-0 and has returned the unspent balance of Rs.15-12-0, that in the accounts sent he has preferred and adjusted his claim for Rs.290/- on account of his fees in the case infull in full, that the case was filed in court on 14th May 1940, and that the trial which commenced on 16th June 1941 was actually conducted by the Government Pleader till the date of filing the Rajinama and the dismissal of the case on 29th November 1941, that the Government Pleader, Mr. Vasudeva Murthy, has also sent his bill for a net amount of Rs.246-14-0 (duly certified for appearance by the Principal Subordinate Judge) in which he claims Rs.264-4-0 towards his fees for conducting the case and requesting instructions as to whether the claims of both the Public Prosecutor and the Government Pleader have to be admitted.

****

Order No. D-7074-75/I.C 511-39-15

Dated, Bangalore, 8th May 1942.

Government are pleased to direct that a sum of Rs.150/- each be allowed to the Public Prosecutor and the Government Pleader, towards the fees in the bills, as both of them have conducted the case in part.

Secretary to Government
Development Department.

To--The Director of Industries and Commerce in Mysore.
The Comptroller to Government through the Financial Se
T

Copy for Protection By

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

Read :—

Government Order No.D.3664-65/I.&.C.223-35-42 dated the 31st January 1940, according sanction to an expenditure of Rs.700/- being the approximate cost of filing a suit against Mr. Jamnadas Darakadas, Ex-sales Agent, Bombay, subject to certain conditions.

2. Correspondence ending with letter No.D2-256/35-36 dated the 16th April 1942, from the Director of Industries and Commerce, stating that the amount of Rs.700/- sanctioned in the Government Order read above, was drawn and paid to the Public Prosecutor, Bangalore, on 24th February 1940, that he has furnished accounts for a total expenditure of Rs.494-4-0 and has returned the unspent balance of Rs.15-12-0, that in the accounts sent he has preferred and adjusted his claim for Rs.290/- on account of his fees in the case ~~xxfuxkk~~ in full, that the case was filed in court on 14th May 1940, and that the trial which commenced on 16th June 1941 was actually conducted by the Government Pleader till the date of filing the Rajinama and the dismissal of the case on 29th November 1941, that the Government Pleader, Mr. Vasudeva Murthy, has also sent his bill for a net amount of Rs.246-14-0 (duly certified for appearance by the Principal Subordinate Judge) in which he claims Rs.264-4-0 towards his fees for conducting the case and requesting instructions as to whether the claims of both the Public Prosecutor and the Government Pleader have to be admitted.

****

Order No. D 7074-75/I&C 311-39-15

Dated, Bangalore, 8th May 1942.

Government are pleased to direct that a sum of Rs.150/- ea be allowed to the Public Prosecutor and the Government Pleader, towards the fees in the bills, as both of them have conducted t case in part.

Secretary to Government
Development Department.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

To--The Director of [illegible]
The Comptroller to Government through the Financial Department.

Read:—

bv.6.

5931

Tels.—"INDUSCOM."

DEPARTMENT OF INDUSTRIES AND COMMERCE.

OFFICE OF THE DIRECTOR,

Bangalore, dated the 11th May 1942.

No. D2-256/35-36.

From

S. G. Sastry, Esq., B.A., M.Sc.(London),
Director of Industries and Commerce
in Mysore, Bangalore.

To

V. Vedavyasacharya, Esq., B.A.,
Secretary to the Government of Mysore,
Development Department, Bangalore.

Sir,

Sub: Suit against Mr. Jamnadas Dwarakadas - adjustment of accounts.

With reference to your letter No. D.6889 dated 29th April 1942, I have the honour to submit for the information of Government a copy of the letter addressed by me to the Comptroller to Government of Mysore, Bangalore, on the subject.

I have the honour to be,
Sir,
Your most obedient servant,

Director.

28 MAY 1942

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 05636—GPB—36,000—20-3-40

T.—"INDUSCOM"

DEPARTMENT OF INDUSTRIES AND COMMERCE.

OFFICE OF THE DIRECTOR,

Bangalore, dated the ....11th May 1942.....

M. No.D2-256/35-36-

From

S. G. Sastry, Esq., B.A., M.Sc.(London),
Director of Industries and Commerce
in Mysore, Bangalore.

To

The Comptroller to the Government of Mysore,
BANGALORE.

Sir,

Subject: Suit against Mr. Jamnadas Dwarakadas -
Adjustment of accounts.

In continuation of my letter of even No. dated the 7th March 1942 forwarding for your information a copy of my report submitted to Government on the above subject, I have the honour to forward herewith a copy of letter No. D.6889 dated 29-4-1942 received from the Secretary to the Government of Mysore, Development Department, requesting, among other things, to send you a statement of details for the net debit balance of Rs.5,730-6-0 to ascertain the points on which specific orders of Government will be necessary to enable final closure of the case in Audit.

I send herewith a book-let(of 26 pages) containing copies of statements of accounts which had been prepared and submitted to the Court in connection with the case. Page 17 contains the Abstract of claims made on the sales Agent and furnishes details for the amounts due to/and from the Ex-Agent resulting in a net debit balance of Rs.5,730-6-0 for which a suit was filed. Subsequent to the filing of the suit and on obtaining the books of accounts of the Ex-Agent from Bombay, the balances as due from the Ex-Agents as per his books to the several concerns were reconciled with those as per the books (statements of accounts) of the concerns. The differences observed are indicated in Page 2 (further details for each of the figures in this statement are given in pages 3 to 16) and according to this statement the revised and correct claim w out to Rs.9,062-4-9 as against the plaint claim of Rs.9,272-11-0.

After allowing a credit to the Ex-Agent towards the moiety of expenditure for 15 days in March and April 1937 (Rs.1091-4-0) and t

p.t.c

and the value of furniture taken over by Government (Rs.4073-12-0) aggregatin aggregating to Rs.5165-0-0, the balance due from him amounts to Rs.3897-4-9 (Rs.9062-4-9 - 5165-0-0). The interest of Rs.1622-11-0 claimed in the plaint has to be left out of consideration now. As this amount was not recovered out of Rs.5,000/- accepted in full settlement of all dues and paid by the Ex-Agent, Rs.2,500/- was towards the Bombay High Court decree obtained by the Mysore Iron and Steel Works and the balance of Rs.2,500/- was in full settlement of the claim of this Department in respect of the above suit. The former amount has been credited to the Iron Works account (15-A Industrial Deposit (vii)Iron and Steel Works Deposit) vide your letter No.593/IAD. dated 17-4-1942. Out of the balance of amount of Rs.2,500/- received in respect of the above suit, the expenditure incurred and to be incurred in filing and conducting the suit as reported to Government in my letter dated 7-3-1942 amounting to Rs.981-2-0 has to be met and the balance of Rs.1,518-14-0 distributed amongst the several concerns against their gross claim of Rs.9062-4-9.

I request you kindly to intimate to me the points on which specific orders of Government will have to be obtained to enable final closure of the case in audit. On hearing from you I shall address Government in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

L. Krishnan

Director.in charge 11/5

orks

and the value of furniture taken over by Government (Rs.4073-1) aggregating to Rs.5165-0-0, the balance due from him amounts t Rs.3897-4-9 (Rs.9062-4-9 - 5165-0-0). The interest of Rs.162:- claimed in the plaint has to be left out of consideration now. As this amount was not recovered out of Rs.5,000/- accepted in settlement of all dues and paid by the Ex-Agent, Rs.2,500/- wa towards the Bombay High Court decree obtained by the Mysore Ir and Steel Works and the balance of Rs.2,500/- was in full sett ment of the claim of this Department in respect of the above s The former amount has been credited to the Iron Works account Industrial Deposit (vii)Iron and Steel Works Deposit) vide you letter No.598/IAD. dated 17-4-1942. Out of the balance of amount of Rs.2,500/- received in respect of the above suit, th expenditure incurred and to be incurred in filing and conducting the suit as reported to Government in my letter dated 7-3-1942 amounting to Rs.981-2-0 has to be met and the balance of Rs.1,518-14-0 distributed amongst the several concerns against their gross clai of Rs.9062-4-9.

I request you kindly to intimate to me the points on which specific orders of Government will have to be obtained to enab final closure of the case in audit. On hearing from you I shall address Government in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

D. Munisamy
Director in charge

orks

G.R.S. III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc., not intended for permanent record.]

GOVERNMENT OF MYSORE.

DEPARTMENT OF INDUSTRIES AND COMMERCE.

Mr.C.J. Ananda Rao,B.A.,
Asst.
/ DIRECTOR. No.D2-256/35-36.

Bangalore, dated 20th May 1942.

Dear Sir,

Suit against Mr. Jamnadas Dwarkadas and another.

Reference:- G.O.No.D.7074-75/I&C.511-39-15 dated the 8th May 1942.

With reference to the above Government Order, sanctioning the payment of a sum of Rs.150/- each to the Public Prosecutor and the Government Pleader towards their fees in the above case, I write to request you kindly to cause the bills of these officers, forwarded as enclosures to this office letter of even number dated 7-3-1942 to be returned to enable me to have the same paid according to the above orders of Government.

Yours Sincerely,

T. Shanmanna, Esq.,M.A.,
Assistant Secretary to Government,
Development Department,
BANGALORE.

Two Encls-The bills of the Govt. Pleader & the P. Pr. recd.
Gundlupet Road
Auditor Office of Dr &c
27.5.42

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 078—GPB—30,000—25-7-40

Tels.—"INDUSCOM"

DEPARTMENT OF INDUSTRIES AND COMMERCE.

OFFICE OF THE DIRECTOR,

No. D.256/35-36. *Bangalore, dated the* ...11th..May...1942.....

From

S. G. Sastry, Esq., B.A., M.Sc.(London),
Director of Industries and Commerce
in Mysore, Bangalore.

To

V. Vedavyasacharya, Esq., B.A.,
Secretary to the Government of Mysore,
Development Department, BANGALORE.

Sir,

Subject: Suit against Mr. Jamnadas Dwarakadas - Adjustment of accounts.

With reference to your letter No. D.6889 dated 29th April 1942, I have the honour to submit for the information of Government a copy of the letter addressed by me to the Comptroller to the Government of Mysore, Bangalore, on the subject.

I have the honour to be,
Sir,
Your most obedient servant,

for Director.

BLN

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 078—GPB—30,000—25-7-40

Subject:- [illegible]

[illegible] Letter [illegible] dated the 7th March [illegible] forwarding [illegible] on [illegible] of my report submitted to Govt. [illegible] on the above [illegible] I have the honour to forward herewith a [illegible] of letter [illegible] dated 7-4-1942 received from the Secretary to the Government of Mysore, Development Department, requesting, among other [illegible] a statement of details for the net debit balance [illegible] ascertain the points on which specific [illegible] of Government will be necessary to enable final closure of the case in audit.

I accordingly [illegible] pages containing copies of statements [illegible] which have been prepared and submitted to the Court in connection [illegible] case. Page 1 contains the Abstract of claims made by the [illegible] furnishes details for the amount due to and from the [illegible] in a net debit balance of Rs 5,730-4-9 for which [illegible] Subsequent to the filing [illegible] of Rs 2,500/- from Bombay, the balance as due from [illegible] to the several [illegible] as per the books (statements [illegible]) [illegible]. The differences observed [illegible] in para 3 [illegible] details for each of the figures in this statement are given in para 3 [illegible] As to this statement the [illegible] as against the plaint [illegible]

After allowing [illegible] to the [illegible] expenditure for 13 days in March and April 1942 [illegible] and the value of furniture taken over by Government (Rs 407-12-0) aggregating to Rs [illegible], the balance due from [illegible] amounts to Rs 5827-4-9 (Rs 7602-4-9 - 1775-0-0). The balance of Rs 1631-11-0 claimed in the plaint has to be left out of consideration now, as this amount was not recovered, out of Rs 8,000/- accepted in full settlement of all dues and paid by the Ex-Agent, Rs 2,500/- was towards the Bombay High Court decree obtained by the Mysore Iron and Steel Works and the balance of Rs 2,500/- was in full settlement of the claims of this Department in respect of the above suit. The former amount has been credited to the Iron Works account (Ex-A Industrial Profits (Net) Iron and Steel Works Deposit) vide Pay Slip Letter No. [illegible], dated 17-4-1942. Out of the balance of amount of Rs 2,500/- received in respect of the above suit, the expenditure incurred and to be incurred in filing and conduct of the suit as reported to Government in my letter dated 7-3-1942 amounting to Rs 981-8-0 has to be met and the balance of Rs 1,518-11-0 distributed amongst the several concerns against their gross claim of Rs 5827-4-9.

I request you kindly to intimate to me the points on which specific orders of Government will have to be obtained to enable final closure of the case in audit. On hearing from you I shall address Government in the matter.

Yours [illegible]

[illegible]

for Director.

GOVERNMENT OF MYSORE

OFFICE OF the Director of Industries and Commerce in Mysore, Bangalore.

No. D2-256/35-36
Encls.

Date 29th July 1942.

To

V.Vedavyasacharya, Esquire, B.A.,
Secretary to the Government of Mysore
Development Department, Bangalore.

Sir,

Suit against Mr.Jamnadas Dwarakdas - Adjustment of Accounts.

With reference to your letter No.D.6889 dated the 29th April 1942, para 1, I have the honour to state that out of Rs.5,000 accepted in full settlement of all dues and paid by the Ex-Agent, Rs.2,500 was towards Bombay High Court Decree obtained by the Mysore Iron and Steel Works and the balance of Rs.2,500 was in full settlement of the claim of this Department in respect of the above suit. The net amount available, viz., Rs.1,518-14-0 was arrived at as noted below:---

	Net Balance as already Reported.	Net balance taking actual expenditure into account.
Expenditure by the Public Prosecutor Court Fee on Plaint and other expenses.	394-4-0	Rs. 394-4-0
Advocate's fee	290-0-0	Rs. 150-0-0*
Expenditure by the Government Pleader Expenditure for obtaining copy of Evidence etc.,	32-10-0	Rs. 32-10-0
Advocate's Fee... ...	264--4-0	Rs. 150--0-0*
Total Expenditure.	981-2-0	Rs. 726-14-0
Net Balance available.	1518-14-0	1773--2-0
Amount Recovered.	2500-0-0	Rs.2500--0-0

(* Fees paid to both at Rs.150 each as per G.O.No.D.7074-75/I&C. 511-39-15 dated the 8th May 1942)

The balance available for distribution stands at Rs.1,773-2-0.

2. As regards para 2 of your above letter, I submit herein enclosed a copy of letter No.18IAD dated 10th July 1942 received from the Comptroller to Government, enumerating the points on which orders of Government may be passed. My remarks thereon are noted below:---

(1) The proposed adjustments will be effected in the accounts.

(2) The debit balance in the account of Mr.Jamnadas Dwarakdas stands at Rs.2,124-2-9 as shown in the margin.

amount due to several concerns	9062-4-9	
Less credit on account of value of furniture & moiety of expenditure.	5165-0-0	
	3897-4-9	
Less residual balance out of Rs.2500 recovered.	1773-2-0	
Balance to be written off	2,124-2-9	

pto

(3) This will be done. After distributing Rs.1,773-2-0 among the several Government Institutions, the balance still outstanding under the account of Jamnadas Dwarakdas in the books of the Institutions remains at Rs.7,289-2-9 -- (9,062-4-9 - 1,773-2-0). The write off of this balance in the accounts of the Institutions may be approved.

(4) This may be kindly approved.

I have the honour to be
Sir
Your most obedient servant

DIRECTOR.

L.R.3

Encl:-- (Copy of letter No.18/IAD dated 10th July 1942 received from the Comptroller to the Govt. of Mysore)

Re: Suit against Mr.Jamnadas Dwarakdas - Adjustments in accounts.

With reference to your letter No.D2-256/35-36 dated 11/15th May 1942 on the above subject forwarding a statement of details for the net debit balance of Rs.5,370-6-0 reported to Government and requesting particulars of points on which orders of Government are necessary, I have the honour to state as follows:---

1. The value of furniture taken over by the Sales Officer, Mysore Government Industries, Bombay, from Mr.Jamnadas Dwarakdas (Rs.4073-12-0 and the moiety of working expenses for 15 days in March 37 and April 37 (Rs.1091-4-0) may be debited to the Bombay Emporium Advance account before a corresponding credit is given to the account of Mr.Jamnadas Dwarakdas.

2. The debit balance in the account of Mr.Jamnadas Dwarakdas may be written off under orders of Government.

3. Out of Rs.2,500 recovered from Mr.Jamnadas Dwarakdas the residual credit after meeting the legal expenses may be distributed pro-rata among the Government Institutions.

4. Orders of Government may be obtained for fixing the value of furniture taken over at Rs.4,073-12-0

****

30.7.42

L.R.

D.S. III 21

Copy of letter No. 6889 dated 29th April 1942 from the Secretary to the Government of Mysore, Development Department, Bangalore, to the Director of Industries and Commerce in Mysore, Bangalore.

rd.]

Suit against Mr. Jamnadas Dwarakadas - Adjustment of accounts.

With reference to your letter No. D2-256/35-36 dated the 7th March 1942 on the above subject, I am directed to enquire how the net amount available is arrived at as Rs.1,518-14-0 as stated in para 5 of your letter under advertance and where the other sum of Rs.2,500/- is held.

A statement showing the amounts due to and from the Ex-Agent resulting in a net debit balance of Rs.5730-6-0 (for which a suit is filed) may kindly be furnished to the Comptroller, so as to ascertain the points on which specific orders of Government will be necessary to enable final closure of the case in audit.

L. Thimmiah
Director of
Industries & Commerce.

RLN

Enclosure
Wrongly received
Chief Dy No. 5887
12/29/5/42

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 05636—GPB—36,000—20-3-40

Exhibit

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:—

Government Order No.D.3664-65/I&C.223-35-45 dated 31st January 1940 sanctioning an expenditure of Rs.700/- being the approximate cost of filing a suit against Mr.Jamnadas Dwarkadas, Ex-sales Agent, Bombay, subject to recovery from the Ex-sales Agent or by pro rata distribution of the amount amongst the several participating Government Industrial Concerns mentioned therein.

2. Correspondence ending with letter No.D2-256/35-36 dated 29th July 1942 from the Director of Industries and Commerce in Mysore reporting the details of adjustment to be effected out of the amount of Rs.2,500/- recovered from Mr.Jamnadas Dwarkadas in full settlement of his dues to the Department and requesting orders on certain points.

ORDER NO: [illegible]

Dated, Bangalore, the 18th October 1942.

The Director has reported that out of the sum of Rs.5,000/- accepted in full settlement of all dues and paid by the Ex-sales Agent Mr.Jamnadas Dwarkadas, a sum of Rs.2,500/- was towards the Bombay High Court decree obtained against him by the Mysore Iron and Steel Works and that the balance of Rs.2,500/- was in full settlement of the claim of the Department in respect of the suit. As required by the Comptroller, the Director has submitted proposals for the orders of Government on the following four points:-

1) Debiting the sum of Rs.5,165/- as detailed in the margin to the Bombay Emporium advance account before a corresponding credit is given to the account of Mr.Jamnadas Dwarkadas.

Amount due by Mr.Jamnadas Dwarkadas to the several concerns. - -	Rs.9062-4-9	
Less credit on account of value of furniture taken over by the sales officer of the Mysore Government Industries, and-	" 4073-12-0	
the moiety of working expenses for 15 days in March 1937 and April 1937 - -	" 1091-4-0	
	Rs.5165-0-0	
Balance - - - - - - -	Rs. 3897-4-9	
Less residual balance out of Rs.2500 recovered	1773-2-0	
Balance to be written off	Rs. 2124-2-9	

2) Writing off the debit balance of Rs.2124-2-9 in the account of Mr. Jamnadas Dwarkadas.

3) Pro-rata adjustment of the residual credit (after meeting legal expenses) of Rs.1773-2-0 among the Government institutions; and

4) Fixing the value of furniture taken over by the sales officer, Mysore Government Industries, Bombay, at Rs.4073-12-0.

Government are pleased to approve of the proposals of the Director of Industries and Commerce. He is requested to take necessay further action in the matter.

24/10

For Secretary to Government,
Development Department.

To

The Director of Industries and Commerce in Mysore.

" Comptroller to Government through Financial Department.

21/6

G. R. S. 4/5—1—G-21

SUBJECT .....

Diary No. of letter replied to 607

General and Revenue Secretariat

( )

the 193 .

Date of issue 10.11.1962

Signed by Mr. T. S.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section. 24 C

File No. 61 - 39

Serial No. 11

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read G.O. No. D 3661-65/62-3 dated 21st January 1963 sanctioning an expenditure of Rs. 700/- being the approximate cost of filing a suit against Sri Jamnadas Dwarkadas, Esq., Agent, Bombay subject to recovery from the Ex-ruler, Agents or by Order thereon—No. pro rata distribution of the amount amongst the several participating Governments/Instrumentalities concerned mentioned therein.

(2) Correspondence ending with Govt. Letter No. D 2-256/36-37 dated 29th July 1963 from the Director

[illegible] and Commissioner in
Moore Reporting the refund of
Rs pursuant to the effective exit of
the amount of Rs 2500/- received
from Mr Jamnadas Bwarka[illegible]
in full settlement of his claim to the
Department and requesting orders
on certain points

Order D2968-69 Dy 10.11.62.

The Director has reported that
out of the amount of Rs 5,000 accepted
in full settlement of all dues
and paid by the Estate Agent
Mr Jamnadas Bwarkadas, a sum
of Rs 2,500/- was towards the Bombay
High Court decree obtained against
him by the Moore Bros and
Steelwork and that the balance
of Rs 2,500/- was in full settlement
of the claim of the Department
in respect of the said Assessment
by the Company, the Director submitted
proposals for the orders of Govt
on the following four points

List of Enclosure

Copied by

Examined by

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

× Amount due by Mr. Jamnadas Dwarkadas to the several concerns ..... Rs 9062-4-9

Less credit on account of value of furniture taken over by the Sales Agent of the Mysore Govt Industries ..... (Rs 4073-12-0)

and the moiety of working expenses for 15 days in March 1937 and April 1937 ..... (Rs 1091-4-0)

Rs. 5765-0-0

Balance Rs 3897-4-9

Less residual balance out of Rs 2500/- recovered. Rs 1773-2-0

Balance to be written off. Rs 2124-2-9

1) Debiting the sum of Rs 5765/- × as detailed in the margin to the Bombay Emporium advance Account before a corresponding credit is given to the account of Mr Jamnadas Dwarkadas,

2) Writing off the debit balance of Rs 2124-2-9 in the account of Mr Jamnadas Dwarkadas

3) Pro-rata adjustment of the residual credit (after meeting legal expenses) of Rs 1773-2-0 among the Govt institutions and

4) fixing the value of furniture taken over by the sales Agent Mysore Govt Industries, Bombay at Rs 4073-12-0.

Govt are pleased to approve ~~the Directors~~ proposals of the Director etc. He is requested to take necessary further action in the matter.

To Accountant 10/10/37

Dev. Secy

To the Director of Industries

" Comptroller thro F. D.

hmrs

WD 0282—GPB—22,500—14-3-38